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RCE 13679
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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/853,038
Filing Date	May 11, 2001
First Named Inventor	WATANABE et al.
Group Art Unit	3679
Examiner Name	Binda, Gregory John
Attorney Docket Number	100725-00040

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to application Examination and Provisions Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

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1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on March 4, 2003 (Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Submission
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Petition for Extension of Time

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2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees or credit any overpayments to Deposit Account No. 01-2300 making reference to Attorney Docket No. 100725-00040
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other
- b. ☒ Check in the amount of \$ 1,050.00

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02 FC:1852

Enclosed

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Murat Ozgu	Registration No. (Attorney/Agent)	44,275
Signature		Date	April 3, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)		Date	
Signature			

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16/Response
LA
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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Confirmation No.: 5084

Yukihiro WATANABE et al.

Attorney Docket No: 100725-00040

Serial Number: 09/853,038

Group Art Unit: 3679

Filed: May 11, 2001

Examiner: Gregory John Binda

For: TRIPOD CONSTANT VELOCITY UNIVERSAL JOINT

SUBMISSION

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Commissioner for Patents
Washington, D.C. 20231

Date: April 3, 2003

GROUP 3600

Sir:

Prior to initial examination of the above-identified application, Applicants respectfully submit the following comments to further support and bolster the comments regarding the requirements of 37 C.F.R. §1.71 and §1.75(d)(1) put forth in the Response dated March 4, 2003, which is being entered, along with this Submission, via the Request for Continued Examination within which this Submission is enclosed.

REMARKS

Claims 1-23 are pending. Claims 8-23 have been withdrawn from consideration by the Examiner for being drawn to a non-elected species. No new matter is presented.

The Office Action dated November 4, 2002 objected to the Specification for failing to comply with 37 C.F.R. 1.71 and 1.75(d)(1) because the detailed description fails to provide proper antecedent basis for the claimed subject matter. Applicants respectfully traversed the objection in the Response dated March 4, 2003, and respectfully argued that the Office Action erroneously states the requirements of the relevant rules.